THE HON'BLE SRI JUSTICE BILAL NAZKI

and

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION NO.16543 OF 2005

Dated 5th December, 2005

Between:

Ankita Welfare Association rep. by its

Secretary and another …Petitioners

And

Government of Andhra Pradesh (II Department)

rep. by its Principle Secretary, Municipal Administration

and Urban Development and others

…Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

and

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

WRIT PETITION NO.16543 OF 2005

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O R D E R (Per the Hon'ble Sri Bilal Nazki, J):

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Heard learned counsel for the parties.

This petition has been filed in public interest expressing a grievance that a plot of land at Visakhapatnam, which has been shown as open space in Pandurangapuram layout, is being used for a fancy road and a parking space.

In the counter-affidavit all the allegations have been denied and it has been submitted that since the land was open, it had growth of bushes and snakes and

other reptiles were found in the area due to the bushes, therefore, it was being cleaned. It has been specifically denied that the land is being converted into parking space. It is further denied that there was no lawn or green grass ever over the land. It is further submitted that the respondents intended to develop the land into a safe environment by clearing the bushes and raising trees and plants at its cost in view of public interest at large. It is submitted that the bungalow of Vice-Chairman of Urban Development Authority is located adjacent to the plot and a wall of 4 feet height was also being constructed to separate the plot from the Vice-Chairman's house.

In this view of the matter and in view of the assurance by the respondents that they will maintain and preserve the land as open space, we do not think that any further orders are needed to be passed by this Court.

The writ petition is accordingly disposed of. No order as to costs.

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(Bilal Nazki, J)

5th December, 2005

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(S.Ananda Reddy,J)

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